

*RJW*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

|                              |   |                                    |
|------------------------------|---|------------------------------------|
| TOLEDO MACK SALES &          | : |                                    |
| SERVICE, INC.,               | : |                                    |
|                              | : |                                    |
| Plaintiff,                   | : | Civil Action No. 2:02-CV-04373-RLB |
|                              | : |                                    |
| v.                           | : | JURY TRIAL DEMANDED                |
|                              | : |                                    |
| MACK TRUCKS, INC.            | : | <b>ORAL ARGUMENT REQUESTED</b>     |
|                              | : |                                    |
| Defendant.                   | : |                                    |
| <hr/>                        |   |                                    |
| MACK TRUCKS, INC.,           | : |                                    |
|                              | : |                                    |
| Counterclaim                 | : |                                    |
| Plaintiff,                   | : |                                    |
|                              | : |                                    |
| v.                           | : | JURY TRIAL DEMANDED                |
|                              | : |                                    |
| TOLEDO MACK SALES & SERVICE, | : |                                    |
| INC.,                        | : |                                    |
|                              | : |                                    |
| Counterclaim                 | : |                                    |
| Defendant.                   | : |                                    |

**ORDER**

And now, on this 2<sup>nd</sup> day of Sept. 2006, upon consideration of Mack Trucks, Inc.'s Opposition to Toledo Mack Sales & Service, Inc.'s Motion *In Limine* to Exclude Rulings by the Court of Appeals of Ohio from Trial, it is hereby **ORDERED** that the Motion is

**DENIED.**

By:



Buckwalter, R., U.S.D.J.